

**CBSC STAFF REPORT**  
**2004 Annual Cycle Monograph Item 24**

**PROPOSING STATE AGENCY:**

Office of the State Fire Marshal (SFM 03/04)

**APPLICATION AFFECTED:**

Asylums; jails; hospitals; mental hospitals; homes for the elderly; children's nurseries; children's homes or institutions, schools, or any similar occupancies of any capacity; assembly occupancies for 50 or more persons; motion picture or television production facilities; homes or institutions for the housing of any person of any age for protective social care and supervision.

**SUBJECT:**

Part 12, 2001 California Referenced Standards Code:

- Record administrative actions resulting from SB331, and adopt referenced standards unintentionally omitted from the 2001 code.
- Adopt Chapter 12-1, the administrative provisions, and chapters containing fire-resistive standards, last published in the 1998 California Referenced Standards Code.

**FINDINGS:**

**CBSC Code Advisory Committee Comments/Recommendations**

CBSC's Building, Fire, and Other Code Advisory Committee (BFO CAC), recommended as follows:

- Sub-item 24-1: Further study for the adoption of the administrative provisions, which come from Part 2. They are duplicate, require maintenance to keep them current with those in Part 2, and may conflict with other administrative provisions of Title 24. SFM disagreed with further study.
- Sub-item 24-2: Further study for the referenced standards, to review them for currency and possible conflicts with other recognized standards. SFM disagreed with further study.

(See pages 4-53 through 4-182 of the May, 2005 Code Change Monograph, Volume IV.)

**Public Comment & Agency Response to Comments:**

Sub-item 24-2: Commenter #1 is Hal Kelton, representing Sierra Pacific Sales and Consulting. Mr. Kelton requests disapproval of §12-10-202 in Chapter 12-10-2 for the following reasons:

- The specifications for accessible exit door hardware should be located in Part 2 and thus be more widely read and enforced.
- The ½" return specified for levers might cause escaping occupants' clothing to get caught.
- The specifications for the ½ inch return, "T" handles, and knobs are outdated.

(See page 139 of the October, 2005 Public Comment Monograph.)

**Response by agency:**

SFM proposes to make no change to their regulations to accommodate Mr. Kelton's comment for the following reasons:

- The ½" return was intended to prevent rescue personnel clothing from being snagged on exit door hardware, and
- Lack of enforcement should never be used as a reason to reduce requirements or eliminate known safety measures.

**Staff Findings:**

SFM's submittal appears to be compliant with Administrative Procedure Act and Building Standards Law. (See Updated Informative Digest and Final Statement of Reasons, which follows this report.)

**COMMISSION ACTION:**

The commission may wish to consider together Sub-item 24-1 and CBSC's Sub-item 23-1, which both address administrative Chapter 12-1. Also suitable for joint consideration are SFM's Sub-item 8-24 and Sub-item 22-10, which make reference to standards being proposed for Part 12, along with the standards themselves in Sub-item 24-2.

The Commission may take any one of the following actions on these sub-items, then act on Item 24 as a whole:

- ❖ **Approve**
- ❖ **Disapprove**
- ❖ **Approve as Amend**
- ❖ **Further Study**